

ATTORNEY'S DOCKET S-2418

DATE: May 3, 2000

IN RE THE APPLICATION OF: Yoshihide HAGIWARA

SERIAL NO.: 08/950,902

FILED: October 15, 1997

TITLE: PROCESS FOR PRODUCTION OF ALCOHOLIC COFFEE DRINKS

THE COMMISSIONER OF PATENTS AND TRADEMARKS
WASHINGTON, D.C. 20231

SIR:

TRANSMITTED HERewith IS AN [] AMENDMENT & REPLY, [X] AMENDMENT AFTER FINAL REJECTION IN THE ABOVE-IDENTIFIED APPLICATION.

[X] SMALL ENTITY STATUS OF THIS APPLICATION UNDER 37 CFR 1.9 AND 1.27 HAS BEEN ESTABLISHED BY A VERIFIED STATEMENT PREVIOUSLY SUBMITTED.

[] A VERIFIED STATEMENT TO ESTABLISH SMALL ENTITY STATUS UNDER 37 CFR 1.9 AND 1.27 IS ENCLOSED.

THE FEE HAS BEEN CALCULATED AS SHOWN BELOW:

CLAIMS	REMAINING AFTER AMENDMENT		HIGH # PREV. PAID FOR	PRESENT EXTRA	SMALL ENTITY RATE ADD'L FEE		OTHER THAN A SMALL ENTITY RATE ADD'L FEE
TOTAL CLAIMS	12	MINUS	20	= 0	X 9= \$	or	X18= \$
INDEP. CLAIMS	1	MINUS	3	= 0	X39= \$	or	X78= \$
[] FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS					+130= \$	or	+260= \$
							TOTAL ADD'L FEE -0-

[X] PETITION UNDER 37 CFR 1.136 (a) FOR ONE [], TWO [], THREE [X], FOUR [] MONTHS WITH PETITION FEE UNDER 37 CFR 1.17 (a) [], 1.17 (b) [], 1.17 (c) [X] IS REQUESTED. \$435.00 IS ENCLOSED FOR THIS PURPOSE.

[] PLEASE CHARGE MY DEPOSIT ACCOUNT NO. 19-1980 IN THE AMOUNT OF \$
DUPLICATE COPY OF THIS SHEET IS ATTACHED.

[X] NOTICE OF APPEAL AND APPEAL FEE OF \$150.00 IS ENCLOSED.

[X] A CHECK IN THE AMOUNT OF \$585.00 IS ATTACHED.

[X] PLEASE CHARGE ANY ADDITIONAL FEES OR CREDIT OVERPAYMENTS REGARDING THIS COMMUNICATION TO DEPOSIT ACCOUNT NO. 19-1980. A DUPLICATE COPY OF THIS SHEET IS ENCLOSED.

[] NO ADDITIONAL FEE IS REQUIRED.

05/04/2000 SLUW61 00000038 08950902

02 FC:217

435.00 DP

SHERMAN & SHALLOWAY
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Alexandria, Virginia 22313
(703) 549-2282

Richard A. Steinberg
ATTORNEY FOR APPLICANTS
Richard A. Steinberg
Reg. No. 26,588

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Yoshihide HAGIWARA

Serial No. 08/950,902

Group: 1761

Filed: October 15, 1997

Examiner: C. SHERRER

For: PROCESS FOR PRODUCTION OF ALCOHOLIC COFFEE DRINKS

The Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

May 3, 2000

AMENDMENT AFTER FINAL REJECTION

Sir:

This is in response to the Office action, mailed November 5, 1999, for which a response is due on or before May 5, 2000, by virtue of the accompanying petition, 37 C.F.R. 1.136(a) and petition fee, 37 C.F.R. 1.17(c). Accordingly, this response is timely filed.

A Notice of Appeal from the final rejection is also being filed herewith.

Please amend the subject application as follows:

IN THE CLAIMS

Claim 1 (as amended). A process for the production of an alcoholic coffee wine drink [drinks] which comprises [the steps of] adding a saccharide to an extraction residue of roasted coffee beans and fermenting the resulting mixture [with the aid of a] in the presence of wine yeast for the brewing of alcoholic wine liquors.

Claim 5, line 1, before "yeast" insert --wine--.

Please cancel claim 7, in its entirety, without prejudice or disclaimer.

Claim 8, line 1, after "coffee" insert --wine--



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Cancelled